

**Minutes of the Regular Meeting of the
STATE BOARD OF EDUCATION
STATE CAPITOL, SENATE ROOM 535
2300 NORTH LINCOLN BOULEVARD
OKLAHOMA CITY, OKLAHOMA**

December 18, 2014

The State Board of Education met in regular session at 1:09 p.m. on Thursday, December 18, 2014, in the Senate Room 535 of the State Capitol at 2300 North Lincoln Boulevard, Oklahoma City, Oklahoma. The final agenda was posted at 12:45 p.m. on Wednesday, December 17, 2014.

The following were present:

Ms. Kalee Isenhour, Secretary to the State Board of Education
Ms. Terrie Cheadle, Administrative Assistant

Members of the State Board of Education present:

State Superintendent Janet Barresi, Chairperson of the Board
MG (R) Lee Baxter, Lawton (departed at 3:46 p.m.)
Ms. Cathryn Franks, Roosevelt
Ms. Amy Ford, Durant
Mr. Daniel Keating, Tulsa (departed at 4:15 p.m.)
Mr. William "Bill" Price, Oklahoma City
Mr. William "Bill" Shdeed, Oklahoma City

Others in attendance are shown as an attachment.

**CALL TO ORDER
AND
ROLL CALL**

Superintendent Barresi called the State Board of Education regular meeting to order at 1:09 p.m. and welcomed everyone to the meeting. Ms. Isenhour called the roll and ascertained there was a quorum.

**PLEDGE OF ALLEGIANCE, OKLAHOMA
FLAG SALUTE, AND MOMENT OF SILENCE**

Superintendent Barresi led Board Members and all present in the Pledge of Allegiance to the American Flag, a salute to the Oklahoma Flag, and a moment of silence.

BOARD ADMINISTRATIVE

**November 19, 2014 State Board of Education
Regular Meeting Minutes Approved**

Board Member Ford made a motion to approve the minutes of the November 19, 2014, regular State Board of Education meeting. Board Member Price seconded the motion. The motion carried with the following votes: Mr. Shdeed, yes; General Baxter, abstain; Ms. Franks, abstain; Mr. Keating, yes; Mr. Price, yes; and Ms. Ford, yes.

**Presentation by Access Midstream on their efforts
to donate weather radios to every Oklahoma School**

Stephanie Timmemeyer, Vice President, Environmental Health and Safety, Access Midstream said safety is the number one priority at Access Midstream and this was an opportunity to help with children's safety and give back to the community. Approximately 1800 radios were donated in order to give school staff an additional tool in keeping children safe.

**Accept the resignation of the Board Executive Secretary and direct the
State Department of Education (SDE) to post the job-description to fill the
Executive Board Secretary position Approved**

Board Member Baxter made a motion to accept the resignation of Ms. Isenhour, Board Executive Secretary and direct SDE to post the job-description for the position of the Executive Board Secretary. Board Member Ford seconded the motion. The motion carried with the following votes: Ms. Ford, yes; Mr. Price, yes; Mr. Keating, yes; Ms. Franks, yes; General Baxter, yes; and Mr. Shdeed, yes.

STATE SUPERINTENDENT

Information from the State Superintendent

Superintendent Barresi welcomed Representative Ann Coody. Superintendent Barresi briefed Board members and the public on an issue regarding a change in the manner the Department will calculate the mid-term adjustments based on the application of a statutory calculation of the formula dealing with agricultural and commercial personal property that was previously not applied by the Department.

Superintendent Barresi provided historical information and referenced the statute, originally passed in 1992, explaining how the Department became aware of the miscalculation. Superintendent Barresi addressed challenges in applying the statutory cap based on limitations in the information available to the Oklahoma Tax Commission and programming limitations of the Department. Superintendent referenced the statutory obligation of the Department to distribute funding to schools by January 15 and said that the Department will keep school districts apprised of developments. Finally, Superintendent Barresi acknowledged an action item on the agenda relating to the Office of Assessment's test vendor recommendations.

Recognition of Debra Billy Choctaw, Oklahoma City Public Schools, as the 2014 National Indian Education Association Classroom Teacher of the Year

Superintendent Barresi recognized Ms. Debra Billy, Member of the Choctaw Nation, on being selected the National Indian Education Association Classroom Teacher of Year for 2014. Ms. Billy is a 5th grade teacher at Hayes Elementary-Oklahoma City Public School District and has taught in the district for 35 years. On October 17, 2014 in Anchorage, Alaska, Ms. Billy was honored at the National Indian Education Convention.

Recognition of Desa Dawson, Director of World Languages Education, as the 2014 State Supervisor of the Year (SSOY) by the National Council of State Supervisors for Languages (NCSSFL)

Superintendent Barresi presented a certificate of recognition to Desa Dawson on being selected the 2014 State Supervisor of the Year (SSOY) by the National Council of State Supervisors for Languages (NCSSFL). Ms. Dawson was nominated by members of the Oklahoma Foreign Language Teacher's Association to receive the Pearson, Inc. sponsored award. In November 2014, the SSOY award was presented during pre-convention meetings of the American Council on the Teaching of Foreign Languages-NCSSFL and National Association of District Supervisors of Foreign Languages (NADSFL).

CONSENT DOCKET APPROVED

Discussion and possible action on the following deregulation applications, statutory waivers, and exemptions for the 2014-2015 school year and other requests:

- (a) **Abbreviated School Day – 70 O.S. § 1210.567 and OAC 210:35-29-2**
Caney Valley Public Schools, Washington County
Henryetta Public Schools, Okmulgee County
- (b) **Allow Two School Days in a 24-Hour Period – 70 O. S. § 1-111**
Mangum Public Schools, Greer County
- (c) **Library Media Services – OAC 210:35-5-71**
Owasso Public Schools, Tulsa County
- (d) **Planning Period – OAC 210:35-7-41 and OAC 210-35-9-41**
Stillwater Public Schools, Payne County

- (e) **General Fund for Capital Expenditures – 70 O.S. § 1-117 and OAC 210:25-5-4**
Cordell Public Schools, Washita County
- (f) Request approval for Corn Bible Academy, an Association of Christian School International (ACSI) accredited private school, to participate in the Lindsey Nicole Henry Scholarships for Students with Disabilities program - 70 O.S. 13-101.2
- (g) Request approval on exceptions to State Board of Education teacher certification regulations to permit issuance of emergency (provisional) certificates – 70 O. S. § 6-187

Board Member Ford made a motion to approve the Consent Docket. Board Member Price seconded the motion. The motion carried with the following votes: Mr. Shdeed, yes; General Baxter, yes; Ms. Franks, yes; Mr. Keating, yes; Mr. Price, yes; and Ms. Ford, yes.

FINANCIAL SERVICES

Nancy Hughes, Executive Director, Financial Accounting, presented a request to issue \$900,000 to Kingfisher Public Schools to renovate two roofs, replace windows and air conditioning in the Heritage Gym, renovations of kitchen equipment, lockers, band instruments and auditorium seating.

Board Member Ford made a motion to approve the request and Board Member Shdeed seconded the motion. The motion carried with the following votes: Ms. Ford, yes; Mr. Price, yes; Mr. Keating, yes; Ms. Franks, yes; General Baxter, yes; and Mr. Shdeed, yes.

ACADEMIC AFFAIRS

Office of Accreditation

Results of an SDE Audit of Alexis Rainbow Arts Academy, including possible action to: (1) Require the school to produce records and submit identified reports to the State Board of Education; (2) Possible withholding of state funds until compliance is achieved.

Larry Birney, Assistant State Superintendent, Office of Accreditation and Compliance presented a recommendation request on the findings of the December 20, 2014 on-site audit at Alexis Rainbow Charter School. A non-payment complaint from a food services vendor and non-compliance reporting to the State Department of Education-Accreditation Division for the 2013-2014 school years resulted in initiating the audit.

Board Member Baxter made a motion to accept recommendation 8. (a)(2) Withhold state funds until compliance is achieved. Board Member Ford seconded the motion. The motion carried with the following votes: Ms. Ford, yes; Mr. Price, yes; Mr. Keating, yes; Ms. Franks, yes; Gen. Baxter, yes; and Mr. Shdeed, yes.

Mr. Birney and Kimberly Richey, General Counsel were instructed to notify Langston University President/university leadership and Oklahoma State Regents for Higher Education by certified mailing; and SDE provide an updated report to the SBE.

Board Member Ford made a motion to accept recommendation 8. (a)(1) Require the school to produce records and submit identified reports to the State Board of Education's satisfaction. Board Member Shdeed seconded the motion. The motion carried with the following votes: Mr. Shdeed, yes; General Baxter, yes; Ms. Franks, yes; Mr. Keating, yes; Mr. Price, yes; and Ms. Ford, yes.

Okay Public School A-F Grade

Mark Hayes, Principal, Okay High School presented a request to update the A-F grade for Okay High School and the overall grade of Okay Public Schools. Mr. Hayes overviewed the spring 2014 end-of-instruction (EOI) exams, fall 2014 student scoring investigation, CTB McGraw-Hill notification and test grades updated, and SDE/SBE Secretary assistance.

Board Members discussed timelines/deadlines to certify and verify A-F grades, statutes, rule requirements and emergency rule amendments; effect on students; resolution meeting with SDE.

Superintendent Barresi clarified the SBEs request to submit a letter of declarations from SBE/SDE to the Superintendent and local school board acknowledging the reporting issue, CTB error; and recognize and support that had the scores been counted their A-F Grade Card would have been improved. It should be recognized that Okay Public Schools has had tremendous growth and the children are directly benefiting from the hard work Mr. Hayes and staff members have done.

Office of Instruction

Visual Arts Scholarship Event (VASE)

Nancy Nortz, Oklahoma State Fair, presented the Oklahoma State Fair Visual Arts Scholarship Event (VASE) scholarship and art auction opportunities for elementary, junior high and high school students to exhibit their talented artwork, build connections within the Oklahoma art community, and fund raising.

Oklahoma Advisory Council on Indian Education Annual Report

Jim Parrish, Chairman, Oklahoma Advisory Council, stated his name and greeted the SBE in the Choctaw Language, and presented the Oklahoma Advisory Council on Indian Education (OACIE) 2014 annual report and recommendations to the State Board of Education. Mr. Parrish said the purpose of the Board was to enhance the relationship with tribes of Oklahoma and State Department of Education. The partnership between the tribes, State Board of Education and SDE is growing better each year through the direction of Superintendent Barresi, and the efforts of Dwight Pickering, Director, SDE Indian Education.

RECESS

Superintendent Barresi recessed the State Board of Education meeting at 2:56 p.m.

RECONVENE

Superintendent Barresi reconvened the State Board of Education meeting at 3:08 p.m.

**Think Through Math Program Results for the
First Semester of the 2014-2015 School Year**

Jeff Downs, Executive Director, STEM, and Louis Piconi, Founder, Think Through Math (TTM), presented updates for the first semester of the 2014-2015 school year that included enrollment, metric implementation and progress, OCCT testing data/results, student data/results, professional development and state investments.

Paula Gifford, Principal, Winding Creek Elementary, Moore Public Schools, said her school is a Title 1 school that has received an A grade in the past two years. Ms. Gifford attributed the school's academic achievement in math to TTM which was implemented in the 5th grade in 2012.

Office of School Turnaround

**Charter School Sponsorship Contract between the Office of Juvenile Affairs
and the State Board of Education Approved**

Kimberly Richey, General Counsel, presented an updated charter school sponsorship contract and outlined the subsequent changes that included a non-substantive change to Section 1.3, first page, a citation was added to the actual Charter School Law; and a significant change on page 13 of the non-red lined contract version, Section 11.2.3 relating to the attachments OJA provided explaining their policies and procedures they will utilize in the charter school. The contract was modified to un-incorporate the attachments to the contract as being a part of the contract. In doing so, measures were put in place by which the SBE could be involved in what the policies and procedures would look like. Language was added requiring OJA to submit the policies and procedures to SBE within 10 days of amending them. Oversight is in place, required transition and quarterly reporting, financial oversight and non-compliance violations.

T. Keith Wilson, Executive Director, Office of Juvenile Affairs (OJA), said the contract was discussed and reviewed with General Counsel Richey. Mr. Wilson requested changing the 45 day reporting requirement to 60 days due to the SBEs July 2015 meeting is scheduled 23 days after the OJA July 1, 2015, start date of operations. A report will be presented at the SBEs August 27, 2015 meeting.

Board Members discussed concerns regarding considerations of the current teaching staff for positions at the OJA charter school.

Board Member Price made a motion to accept the 60 day amendment and approve the OJA charter school sponsorship contract request. Board Member Ford seconded the motion. The motion carried with the following votes: Mr. Shdeed, yes; General Baxter, yes; Ms. Franks, yes; Mr. Keating, yes; Mr. Price, yes; and Ms. Ford, yes.

Office of Educator Effectiveness

Districts that have not completed the Teacher and Leader Effectiveness (TLE) Other Academic Measure (OAM) Report, including possible withholding of State Aid payments

Superintendent Barresi reported all school districts had met the reporting requirements and therefore no recommendations for action.

Office of Assessment

Recommendations to the Oklahoma Department of Central Services to award a testing contract for End-of-Instruction Assessments Approved

Lisa Chandler, Assistant State Superintendent, Office of Assessments, presented a recommendation request for the Office of Management and Enterprise Services (OMES) to bid award components of the Oklahoma School Testing Program (OSTP). Two separate requests for proposal (RFPs) were published by OMES for services and products required to support the SDEs mandated fulfillments of the OSTP.

Board Member Franks made a motion to approve the vendor recommendation request. Board Member Ford seconded the motion. The motion carried with the following votes: Ms. Ford, yes; Mr. Price, yes; Mr. Keating, yes; Ms. Franks, yes; General Baxter, yes; and Mr. Shdeed, yes.

Recommendation to the Oklahoma Department of Central Services to award a testing contract for Science and Social Studies Assessments in Grades 5 and 7, and Geography Assessment in Grade 7 Approved

Board Member Franks made a motion to approve the vendor recommendation request. Board Member Ford seconded the motion. The motion carried with the following votes: Mr. Shdeed, yes; General Baxter, yes; Ms. Franks, yes; Mr. Keating, yes; Mr. Price, yes; and Ms. Ford, yes.

LEGAL SERVICES

Administrative Rules Approved

Lori Murphy, Assistant General Counsel, presented the following administrative rules pursuant to Administrative Procedures Act, 75 O.S. 250, *et. Seq.*:

- (1) Chapter 10. School Administration and Instructional Services
Subchapter 1. General Provisions
Section 210:10-1-18. Transfers [AMENDED]

Board Member Ford made a motion to approve the amendment request to the transfer rule. Board Member Price seconded the motion. The motion carried with the following votes: Ms. Ford, yes; Mr. Price, yes; Mr. Keating, yes; Ms. Franks, yes; and Mr. Shdeed, yes.

- (2) Chapter 15. Curriculum and Instruction
Subchapter 4. Common Core State Standards
Section 210:15-4-1. Purpose [REVOKED]
Section 210:15-4-2. Definitions [REVOKED]
Section 210:15-4-3. Adoption and implementation [REVOKED]

Board Member Ford made a motion to approve the revocation rule request. Board Member Price seconded the motion. The motion carried with the following votes: Mr. Shdeed, yes; Ms. Franks, yes; Mr. Keating, yes; Mr. Price, yes; and Ms. Ford, yes.

- (3) Chapter 15. Curriculum and Instruction
Subchapter 34. Supplemental Online Course Procedures
Section 210:15-34-1. General Provisions [AMENDED]

Board Member Shdeed made a motion to approve the rule amendment request. Board Member Ford seconded the motion. The motion carried with the following votes: Ms. Ford, yes; Mr. Price, yes; Mr. Keating, yes; Ms. Franks, yes; and Mr. Shdeed, yes.

- (4) Chapter 20. Staff
Subchapter 9. Professional Standards: Teacher Education and Certification
Section 210:20-9-105. Non-traditional certification in special education [NEW]

Board Member Ford made a motion to approve the rule amendment request. Board Member Franks seconded the motion. The motion carried with the following votes: Mr. Shdeed, yes; Ms. Franks, yes; Mr. Keating, yes; Mr. Price, yes; and Ms. Ford, yes.

Revocation of Teaching Certification and Certificate Number of Pamela Reeder – Approved Suspension

Yolanda Downing, Assistant General Counsel, presented a revocation request of the teaching certification and certificate number 407445 for Pamela Reeder.

Board Member Ford made a motion to suspend the teaching certificate and certificate number until the December 2015 State Board of Education meeting or a meeting thereafter, at which time she shall reappear before the Board. Board Member Shdeed seconded the motion.

Board Members requested Ms. Reeder provide a psychiatric/medication evidence report.

The motion carried with the following votes: Ms. Ford, yes; Mr. Price, yes; Mr. Keating, yes; Ms. Franks, yes; and Mr. Shdeed, yes.

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**Revocation of Teaching Certification and
Certificate Number of Jared M. Feroli Approved**

Ms. Downing presented a revocation request of the teaching certification and certificate number 229394 for Jared M. Feroli. Mr. Feroli has not responded to any of the SDE notifications.

Board Member Ford made a motion to approve the revocation request. Board Member Franks seconded the motion. The motion carried with the following votes: Mr. Shdeed, yes; Ms. Franks, yes; Mr. Price, yes; and Ms. Ford, yes.

Board Members discussed concerns if Mr. Feroli was in the classroom after December 2013, and advised the SDE did not have a flagging mechanism in place to tract activity but staff would follow up with the teacher certification division.

ADJOURNMENT

Superintendent Barresi thanked Board Members for their incredible dedication and said it has been an honor to serve with them and blessings for the New Year.

Board Member Shdeed made a motion to adjourn and Board Member Ford seconded the motion. There being no further business Board Members unanimously agreed to adjourn the meeting at 4:25 p.m.

The next regular meeting of the State Board of Education will be held on Thursday, January 29, 2015, at 9:30 a.m. The meeting will convene at the State Department of Education-State Board Room, 2500 North Lincoln Blvd., Oklahoma City, Oklahoma.

Joy Hofmeister, Chairperson of the Board

Terrie Cheadle, State Board